IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.248 OF 2006

Hirachand Raichand Pagaria, .. Petitioner
Vs
The State of Maharashtra & Anr. .. Respondents.

Mr.Subhash Jha with Laxmi Menon and Gaurow Agarwal i/b Law Global, for the petitioner.
Mrs M.M.Mhatre, APP for the respondent-State.

CORAM : D.B.BHOSALE, J.

DATED : 7th JUNE, 2006

P.C.:

1. Rule. Rule returnable forthwith. The respondents waive service. By consent, rule is heard forthwith.

2. Though the petitioner has prayed for quashing and setting aside the order dated 28.10.2005 passed by 4th Ad-hoc Addl.Dist.Sessions Judge, Pune, Mr. Jha, learned counsel for the petitioner, fairly stated that the petitioner will be satisfied if he is allowed to furnish bank guarantee for the amount of Rs.thirty-five lacs instead of furnishing security as stated in the impugned order. In view of the request made by Mr Jha, it is open for the petitioner to furnish Bank Guarantee instead of security for the amount of Rs.thirty-five lacs to the satisfaction of the trial court within six weeks from today. It is also open for the petitioner to deposit cash. If he

furnishes the bank guarantee, it shall be kept alive till disposal of the proceedings and 15 days thereafter. Rest of the order remains unaltered.

3. With this modification of the impugned order, the writ petition stands disposed of.

(D.B.BHOSALE,J.)